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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q65793

Akihiko OKADA

Appln. No.: 09/928,451

Group Art Unit: 2166

Confirmation No.: 8140

Examiner: Unknown

Filed: August 14, 2001

For: COMPUTER PERIPHERAL SALES PROMOTING SYSTEM AND METHOD THEREOF

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §§ 1.97 and 1.98**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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JAN 21 2004  
**GROUP 3600**

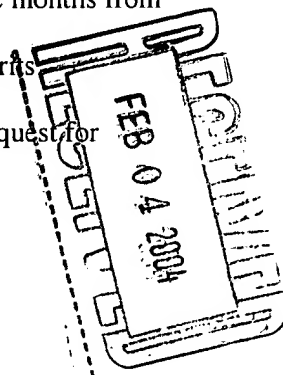
Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith.

1. Japanese Unexamined Patent Application Publication No. 11-143738, published May 28, 1999 with English Abstract.
2. Korean Unexamined Patent Application Publication No. 2000-26846, published May 15, 2000.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for



Akihiko OKADA  
09/928,451  
INFORMATION DISCLOSURE STATEMENT

continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a corresponding Korean Office Action dated November 27, 2003, with a Japanese translation thereof as well as an English translation of the pertinent portions of the Japanese translation. The Korean Office Action cites such documents and indicates the degree of relevance found by the foreign patent office.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

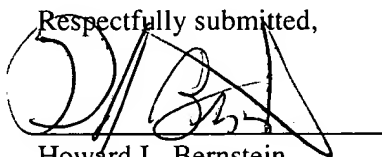
The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

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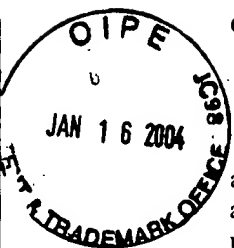
WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Respectfully submitted,  
  
Howard L. Bernstein  
Registration No. 25,665

Date: January 16, 2004



Q65793

Cited Reference 1: Japanese Unexamined Patent Application Publication H11-143738 (28 May 1999)

Cited Reference 2: Korean Unexamined Patent Application Publication 2000-26846 (15 May 2000)

[1] Claim 13 comprises "a step of comparing and examining specification information and service state" and "a step of proposing a purchase plan"; however, it is not clear whether the constitution of the aforementioned steps is based on human action or is computer based, and thus the language of this claim is unclear.

[2] The inventions described in Claims 1 through 13 of the present application relate to a "system and method for monitoring the status of computer peripherals and using said monitoring information for promoting sales of peripherals." This can be said to provide a peripherals upgrade service using as technical means the method relating to computer system status monitoring and management of Cited Reference 1, and the "technical idea of supporting computer upgrades in itself" that is added to the technical means of Cited Reference 1 is disclosed in Cited Reference 2, and since no difficulty is found in combining the technology of aforementioned Cited Reference 1 and Cited Reference 2, the inventions described in Claims 1 through 13 of the present application cannot be patented, as provided under Article 29, Subsection 2 of the Patent Law.

[Attachments]

Attachment 1 Japanese Unexamined Patent Application Publication H11-143738 (28 May 1999) 1 copy

Attachment 2 Korean Unexamined Patent Application Publication 2000-26846 (15 May 2000) 1 copy

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Substitute for Form 1449 A &amp; B/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 1

*Complete if Known*

Application Number	09/928,451
Confirmation Number	8140
Filing Date	August 14, 2001
First Named Inventor	Akihiko OKADA
Art Unit	2166
Examiner Name	Unknown
Attorney Docket Number	Q65793

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code <sup>2</sup> (if known)		
		US			
		US			
		US			
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		US			
		US			

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation <sup>6</sup>
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)			
		JP	11-143738	A	05/28/1999	Hitachi Ltd.	English Abstract
		KP	2000-26846	A	05/15/2000		

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**GROUP 3600****NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation <sup>6</sup>

Examiner Signature

Date Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov), MPEP 901.04 or in the comment box of this document. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to indicate here if English language Translation is attached.